

**FILED**

**MAR 14 2006**

**CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS**

**NOT FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

THERESE ANNE PERROW, a/k/a  
Cynthia J. Tranovich,

Petitioner - Appellant,

v.

UNITED STATES OF AMERICA,

Respondent - Appellee.

No. 05-15834

D.C. Nos. CV-04-00733-FRZ/NFF  
CR-00-00049-FRZ/NFF

MEMORANDUM<sup>\*</sup>

Appeal from the United States District Court  
for the District of Arizona  
Frank R. Zapata, US District Judge, Presiding

Submitted March 8, 2006<sup>\*\*</sup>

Before: CANBY, BEEZER and KOZINSKI, Circuit Judges.

Federal prisoner Therese Anne Perrow appeals the district court's denial of her 28 U.S.C. § 2255 motion to reduce her sentence following her guilty plea for

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<sup>\*</sup> This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

marijuana trafficking, money laundering and tax evasion. We have jurisdiction under 28 U.S.C § 2253, and we affirm.

Perrow's contention that she is entitled to be resentenced under the new advisory guideline regime under *United States v. Booker*, 125 S. Ct. 738 (2005), is foreclosed because such relief is not available retroactively on collateral review. *See United States v. Cruz*, 423 F.3d 1119, 1121 (9th Cir. 2005) (holding that *Booker* does not apply retroactively in § 2255 proceedings where the conviction was final as of the date of *Booker*'s publication).

**AFFIRMED.**